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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/710,686	07/28/2004	Phillip W. Barak	054030-0062	4313
31096	7590	11/20/2006		EXAMINER
GODFREY & KAHN, S.C. 780 N. WATER STREET MILWAUKEE, WI 53202				FORTUNA, ANA M
			ART UNIT	PAPER NUMBER
			1723	

DATE MAILED: 11/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

20061114

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Commissioner for Patents

See attached supplemental amendment incuding changes to claim 25.

Ana M Fortuna  
Primary Examiner  
Art Unit: 1723

#### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Colin Fairman on 10/09/2006.

Amend claim 25.

Claim 25 (Presently Amended) A method of removing phosphorous from phosphorous containing sewage including filtrate and biosolids comprising the steps of:

(a) contacting the sewage [with a first polymeric membrane reactor and removing phosphorous as struvite;] at one side of a cation exchange membrane reactor, contacting the other side of the membrane with a magnesium containing solution, passing the magnesium through the membrane to the sewage containing phosphorous;

(b) precipitating the phosphorous from the waste as primary struvite;

[(b) adding Mg to make the sewage supersaturated with struvite;] and

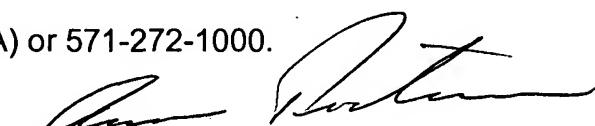
(c) further contacting the sewage with a [second] monomolecular membrane and removing phosphorous as secondary struvite.

Art Unit: 1723

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ana M. Fortuna whose telephone number is (571) 272-1141. The examiner can normally be reached on 9:30-6:00 M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Wanda L. Walker can be reached on (571) 272-1151. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Ana M Fortuna  
Primary Examiner  
Art Unit 1723

AF

November 14, 2006